

Response to Notice of Non-Compliance

Dated July 19, 2005

Serial No. 10/777,267

Page 2

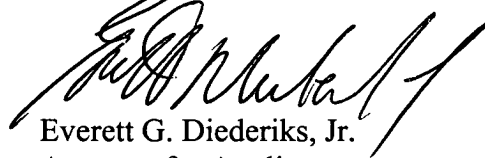
REMARKS/ARGUMENTS

An amendment/response was filed on June 6, 2005 to a first Office Action received in the above-identified U.S. patent application. The response accorded the Applicant a first opportunity to traverse a restriction requirement presented in this case and listed the non-elected claims as “original” instead of “withdrawn.” As it is understood by the undersigned that the claims would not be considered fully withdrawn until the restriction was made final, particularly as the Examiner may agree with the reasons for traversal of the restriction which would place the claims back in the “original” status, the undersigned contacted the Examiner on July 25, 2005 to discuss this matter. The Examiner referred the undersigned to Miss Sewell who verified the interpretation that the “withdrawal” claim designation should be employed only after the restriction has been made final. Examiner El Arini graciously confirmed the compliance of the prior amendment/response after conferring with another Examiner on this matter. Therefore, this paper is simply presented to request the withdrawal of the non-compliant amendment requirement and full consideration of the amendment/response submitted on June 6, 2005, including a reconsideration of the restriction requirement based on the reasons set forth in the amendment/response.

Response to Notice of Non-Compliance
Dated July 19, 2005
Serial No. 10/777,267
Page 3

If there are any further questions or concerns regarding this matter, the Examiner is cordially invited to contact the undersigned at the number provided below to further expedite prosecution.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "EG Diederiks, Jr.", written in a cursive style.

Everett G. Diederiks, Jr.
Attorney for Applicant
Registration No. 33,323

Date: July 27, 2005
DIEDERIKS & WHITELAW, PLC
12471 Dillingham Square, #301
Woodbridge, VA 22192
Tel: (703) 583-8300
Fax: (703) 583-8301